



LOCAL GOVERNMENT AMENDMENT ACT (No. 2) 1985

No. 115 of 1985

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AN ACT to amend the Local Government Act 1962.

[Royal Assent 21 November 1985]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Local Government Amendment Act (No. 2) 1985*. Short title.

Commence-
ment.

2—This Act shall commence on the day fixed by proclamation under section 2 (2) of the *Meat Hygiene Act 1985*.

Principal Act.

3—In this Act, the *Local Government Act 1962** is referred to as the Principal Act.

Amendment of
section 158 of
Principal Act
(Application
of scheme).

4—Section 158 of the Principal Act is amended by inserting after subsection (3A) the following subsection:—

(3B) A person employed by the Commonwealth who immediately before being employed by the Commonwealth was a prescribed person and a contributor to the scheme is eligible—

- (a) to continue to contribute to the scheme; and
- (b) to participate in the benefits of the scheme.

Amendment of
section 611 of
Principal Act
(Definition
of "offensive
trade").

5—Section 611 of the Principal Act is amended as follows:—

- (a) by omitting "means any of the following trades, businesses, or manufactures:—" and substituting "means—";
- (b) by omitting "material);" from paragraph (a) and substituting "material); or";
- (c) by omitting "district." from paragraph (b) and substituting the following:—

district,

but does not include any trade, business, or manufacture referred to in paragraph (a) or (b) where that trade, business, or manufacture is carried on at licensed meat premises within the meaning of the *Meat Hygiene Act 1985*.

Amendment of
section 612 of
Principal Act
(Establishment
of offensive
trades).

6—Section 612 of the Principal Act is amended by omitting subsection (6).

Amendment of
section 613 of
Principal Act
(Offensive trade
premises to be
registered).

7—Section 613 of the Principal Act is amended by omitting subsection (6).

* No. 67 of 1962. For this Act, as amended to 1st July 1980, see the continuing Reprint of Statutes. Subsequently amended by Nos. 19, 44, and 59 of 1980, Nos. 48, 77, and 89 of 1981, Nos. 9, 35, 51, 56, 73, 76, 98, and 99 of 1982, Nos. 88 and 91 of 1983, Nos. 29, 46, 52, and 83 of 1984, and Nos. 7, 28, 31, 49, 51, 80, and 86 of 1985, and affected by No. 30 of 1981.

8—Part XVI of the Principal Act is amended by omitting Division 20.

Amendment of Part XVI of Principal Act (GENERAL POWERS AND DUTIES).

9—Section 655 (1) of the Principal Act is amended as follows:—

Amendment of section 655 of Principal Act (Trading undertakings defined).

(a) by omitting paragraph (b) and substituting the following paragraph:—

(b) meat premises within the meaning of the *Meat Hygiene Act 1985*;

(b) by omitting “slaughter-houses” from paragraph (i) and substituting “meat premises within the meaning of the *Meat Hygiene Act 1985*”.

10—Section 658 of the Principal Act is amended as follows:—

Amendment of section 658 of Principal Act (Franchise of slaughtering).

(a) by omitting “a slaughter-house” from subsection (1) and substituting “any abattoir or slaughterhouse, within the meaning of the *Meat Hygiene Act 1985*,”;

(b) by omitting “slaughter-house” from subsection (3) and substituting “abattoir or slaughterhouse, within the meaning of the *Meat Hygiene Act 1985*, and subject to that Act,”;

(c) by omitting “an existing slaughter-house” from subsection (7) and substituting “any existing abattoir or slaughterhouse, within the meaning of the *Meat Hygiene Act 1985*,”;

(d) by omitting “the existing slaughter-house,” from subsection (7) (b) and substituting “that existing abattoir or slaughterhouse,”;

(e) by omitting “section 844 (7) in respect of a municipal meat inspector exercising his function at the slaughter-house the subject of the franchise,” from subsection (10) and substituting “section 38 (1) of the *Meat Hygiene Act 1985*,”.

11—Section 844 of the Principal Act is amended by omitting subsections (1), (2), (3), (4), and (7).

Amendment of section 844 of Principal Act (Offences relating to meat).

Amendment of
Part VI of
Schedule 4 to
Principal Act.

12—Part VI of Schedule 4 to the Principal Act is amended as follows:—

(a) by omitting clause 3 and substituting the following clause:—

3. The location of licensed meat premises within the meaning of the *Meat Hygiene Act 1985*.

(b) by inserting in clause 4 “ at any place in the municipality other than in or on licensed meat premises, within the meaning of the *Meat Hygiene Act 1985*,” after “ sale ”;

(c) by omitting clause 5 and substituting the following clause:—

5. The mode of carriage of meat from any butcher’s shop or premises, or to any butcher’s shop or premises, which are licensed meat premises within the meaning of the *Meat Hygiene Act 1985*.

(d) by inserting in clause 6 “, not being butchers’ establishments attached to or forming part of licensed meat premises within the meaning of the *Meat Hygiene Act 1985* ” after “ establishments ”.